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1637

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December 5, 2003

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PO Box 1450  
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**Art Unit 1637**

Re: U.S. Utility Patent Application  
Appl. No. 10/026,952; Filed: December 27, 2001  
For: **Primers and Methods for the Detection and Discrimination of Nucleic  
Acids**  
Inventors: Nazarenko *et al.*  
Our Ref: 0942.4980006/RWE/FRC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Sixth Supplemental Information Disclosure Statement;
2. Listing of the cited document on Form PTO-1449 (1 sheet);
3. A copy of the cited document on Form PTO-1449; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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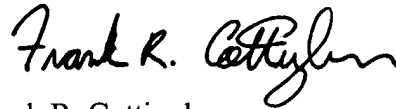
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Commissioner for Patents  
December 5, 2003  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Frank R. Cottingham  
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FRC/pcd  
Enclosures

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NAZARENKO *et al.*

Appl. No. 10/026,952

Filed: December 27, 2001

For: **Primers and Methods for the  
Detection and Discrimination of  
Nucleic Acids**

Confirmation No. 7365

Art Unit: 1637

Examiner: Tung, J.

Atty. Docket: 0942.4980006/RWE/FRC

**Sixth Supplemental Information Disclosure Statement**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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Sir:

Listed on accompanying Form PTO-1449 is a document that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Sixth Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Fifth Supplemental Information Disclosure Statement filed on October 11, 2002 in connection with the above-captioned application. A copy of the document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search

has been made, or that information more material to the examination of the present patent application does not exist.

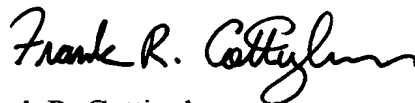
This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application; in addition:

I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

Consideration of the cited document and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: DEC. 05, 2003

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FORM PTO-1449

SIXTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTATTY. DOCKET NO.  
0942.4980006/RWE/FRCAPPLICATION NO.  
10/026,952APPLICANT  
Nazarenko *et al.*

FILING DATE December 27, 2001

GROUP 1637

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA1	5,200,314	04/06/1993	Urdea, M.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
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## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.